

State of California, State Water Resources Control Board

Division of Water Rights

P.O. Box 2000, Sacramento, CA 95812-2000

Info: (916) 341-5300, FAX: (916) 341-5400 Web: <http://waterrights.ca.gov>

EWIRMS/BR

JUL 23 2009

S000043

2005, 2006, 2007

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE FORM

Owner(s) of Record:

ALAN GLEN, ~~DONNA L HIGG, NORMAN L HIGG~~

PO Box 998

Verdi, NV 89439

Notifying the Division of Water Rights of ownership or address changes is the responsibility of the claimant

Please Complete and Return This Form by JULY 1, 2008

Primary Contact:

ROSS E DE LIPKAU

PO BOX 2790

RENO, NV 89505

Agent:

Address:

Phone No. ~~702-323-1601~~ 775-323-1601

Phone No.

Fax No. 775-348-7250

Fax No.

E-mail Address: rdelipkau@parsonsbehle.com

E-mail Address:

Source Name: HILL CREEK

Tributary To: Truckee River

County: Sierra

Diversion within: NW 1/4 Section 19, T 19 N, R 18 E, MDB&M

Year of First Use: 1861

Name of Diversion works: Hill Creek Reservoir

Assessor Parcel Number of the Diversion site:

STATE WATER RESOURCES CONTROL BOARD
2008 JUL -7 AM 11:18
DIVISION OF WATER RIGHTS
SACRAMENTO

A. **Water is Used Under:** Riparian claim ☐ Pre-1914 claim ☒ Court Decree No.: _____ Other (explain): _____

B. **Year of First Use:** (Please provide if missing in the Division of Rights database (ewrims)) 1861

C. **Rate of Diversion:** The rate of diversion of water for each month used and entered in the table below is shown in units of:
Gallons per minute (gpm) _____ Gallons per day (gpd) _____ Cubic feet per second (cfs) X

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Average Rate
2005	Full Flow of Creek												2.0 cfs
2006	Full Flow of Creek												2.0 cfs
2007	Full Flow of Creek												2.0 cfs

D. **Quantity of Water Used:** The quantity of water used each month and entered in the table below is shown in units of:
Gallons _____ Million Gallons (MG) _____ Acre-feet (AF) X

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
2005	Full Flow of System												400
2006	Full Flow of System												400
2007	Full Flow of System												400

E. **Purpose of Use** - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation _____ acres; Stockwatering _____; Domestic _____;
Other (specify) Fish Propagation and Wildlife - Use is nonconsumptive

Parcel Number(s) of Place of Use: _____

F. **Changes in Method of Diversion** - Describe any changes in your project since your previous statement was filed.
(New pump, enlarged diversion dam, location of diversion, etc.)

None

G. Please answer only those questions below which are applicable to your project.

1. Conservation of water

a. Are you now employing water conservation efforts? YES X NO _____
Describe any water conservation efforts you have initiated: Constant checking for leaks in conveyance system - repair as necessary

b. If you are claiming credit for water conservation under section 1011 of the Water Code for your claimed pre-1914 appropriative right, please show the amount of water conserved: No

Reduction in Diversions:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

Reduction in consumptive use:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to conservation efforts. YES _____ NO _____

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES _____ NO X _____.
- b. If you are claiming credit due to the substitution of reclaimed water, desalinated water or polluted water in lieu of a claimed pre-1914 appropriative right under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of substitute water supply used:

Amount of reduced diversion:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

State the type of substitute water supply: _____

Amount of substitute water supply used:

Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)

I have data to support the above surface water use reductions due to the use of a substitute water supply. YES _____ NO X _____.

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES _____ NO X _____.
- b. If you are claiming credit due to the substitution of groundwater for a claimed pre-1914 appropriative right under section 1011.5 of the Water Code, please show the amounts of groundwater used:
- Year _____ (AF/MG) Year _____ (AF/MG) Year _____ (AF/MG)
- I have data to support the above surface water use reductions due to the use of groundwater. YES _____ NO X _____.

I understand that it may be necessary to document the water savings claimed in "F" above if credit under Water Code sections 1010 and 1011 is sought in the future.

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: June 25, 2008 at Reno, Nevada, California

SIGNATURE: Ross E. de Lipkau

PRINTED NAME: Ross E. de Lipkau
(first name) (middle initial) (last name)

COMPANY NAME: _____

ITEM CONTINUATION If there is insufficient space for your answers, please use the space provided below or add an attachment sheet.

C & D Water is not metered - volume varies slightly due to snowfall and month of year

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, water previously stored by others, return flows from use of groundwater, or other "foreign" water to the natural stream system.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission back on December 19, 1914, new appropriators have been required to obtain a permit and license from the State. Appropriative rights can be granted to waters "foreign" to the natural stream system.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users as set forth in Water Code section 5100 with specific exceptions. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

5000043
Supplemental

State of California
State Water Resources Control Board
DIVISION OF WATER RIGHTS
P.O. Box 2000, Sacramento, CA 95812-2000
Info: (916) 341-5300, FAX: (916) 341-5400, Web: <http://www.waterrights.ca.gov>

S 043

STATEMENT OF WATER DIVERSION AND USE

(This is not a Water Right)
This Statement should be typewritten or legibly written in ink and submitted to the address above.
A separate statement should be filed for each point of diversion. A duplicate copy will be returned for your file.

- A. Name of person diverting water Alan Glen c/o Ross E. de Lipkau
Address 333 Holcomb Ave., Ste. 300, P.O. Box 2790 Reno, Nevada 89505 Telephone: (775) 323-1601
Pre 1914 right: X Other (explain) _____
- B. Water is used under: Riparian claim: _____
Hill Creek
- C. Name of the body of water at the point of diversion
Hill Creek
- D. Point of diversion is located within Sierra County on Assessors Parcel # _____, being
within the N1/2 1/4 of NW 1/4 of Section 19 of Township 19N, Range 18E, M.D. B&M.
Name of works Hill Creek Reservoir
- E. Do you own the land at the point of diversion? Yes _____ NO X The name and address of the owner of the land is:
Jack Family Trust - address unknown
- F. Capacity of diversion works 5 cfs gpm, or gpd Capacity of storage tanks or reservoir 23 (gallons or ~~acre-feet~~)
Type of diversion facility: Gravity X Pump _____
Method of measurement: Weir _____ Flume _____ Electric Meter _____ Estimate X
- G. Enter the amount (or approximate amount) of water used each month. Full flow of stream is used throughout the year
except for unusually high flows such as floods. Acre-feet X Other _____
Amounts below are shown in: Gallons _____
- | Year | Jan | Feb | Mar | Apr | May | June | July | Aug | Sept | Oct | Nov | Dec | Total Annual |
|------|-----|-----|-----|-----|-----|------|------|-----|------|-----|-----|-----|--------------|
| | | | | | | | | | | | | | |
- H. Annual water use in recent years: Maximum _____ (gallons or acre-feet) Minimum _____ (gallons or acre-feet)
Year of first use (nearly as known) 1861
- I. Purpose of use: What is the water being used for: (example, number of acres and type of crop irrigated, average number of persons served, number of stock watered, etc.) Fish propagation and wildlife.
- J. General description or location of place of use (example: 40 acres of pasture located 3 miles from Happyville on Alpha Road) Water is used within Lot 7, Sec. 18, T.19N., R.18E., M.D.B.&M. - Washoe County, Nevada - Mr. Glen is successor to Nevada Dept. of Fish & Game, which used water for the State of Nevada fishery. Mr. Glen continues *
- K. Map: Please locate the point of diversion and place of use on a print of a USGS quad map, or make a sketch on the section grid provided on the reverse side of this form. The sketch should identify the section lines, prominent local landmarks and roads, your point of diversion, and your place of use (your house, acreage irrigated, etc.).

STATEMENT (11-00)

* to use this water for fishery purposes. Use is non-consumptive as fishery water is returned to Truckee River.

JW
12/27/05

5 73
74
75
76

SRH
SSW

MARSHALL HILL CASSAS & de LIPKAU

LAWYERS

EARL M. HILL
FRANK CASSAS
ROSS E. de LIPKAU
REW R. GOODENOW
MICHAEL R. KEALY
ADAM J. PERNSTEINER

333 Holcomb Ave, Ste 300
Reno, NV 89502

Telephone:
775/323-1601

Facsimile:
775/348-7250

Of Counsel:
ROBERT W. MARSHALL
ALYSA K. SEELIGER

Mailing Address:
P.O. Box 2790
Reno, NV 89505-2790

writer's e-mail:
rde-lipkau@mhcl-law.com

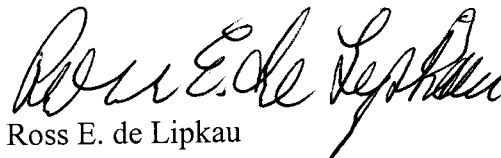
March 14, 2005

Steven Herrera, Chief
Water Rights Permitting Section
State Water Resources Control Board
P.O. Box 2000
Sacramento, California 95812-2000

Dear Mr. Herrera:

On March 14, I received the enclosed letter. However, on February 10, 2004, I filed Statements of Water Diversion and Use for the above permits. For your ready reference, I am enclosing copies of them. My question is, should I simply re-file, or was your letter sent out in error? Did my letter of February 10, 2004 contain the incorrect address? Please call so that we may clarify this point.

Very truly yours,



Ross E. de Lipkau

RedL/km
Enclosures

RECEIVED
MARCH 15 11:02
STATE WATER RESOURCES CONTROL BOARD
SACRAMENTO, CALIFORNIA

MARSHALL HILL CASSAS & DE LIPKAU
LAWYERS

ROBERT W. MARSHALL
EARL M. HILL
FRANK CASSAS
ROSS E. DE LIPKAU
REW R. GOODENOW
MICHAEL R. KEALY
ALYSA K. SEELIGER
ADAM J. PERNSTEINER

333 HOLCOMB AVE, STE 300
RENO, NV 89502

Telephone:
775/323-1601

Facsimile:
775/348-7250

Mailing Address:
P.O. Box 2790
Reno, NV 89505-2790

Writer's e-mail:
rde-lipkau@mhcl-law.com

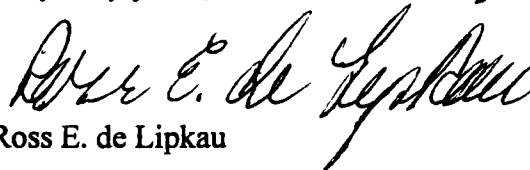
February 10, 2004

California Department of
Water Resources
P.O. Box 942836
Sacramento, CA 94236

Re: Statements of Water Diversion and Use S 043, 044, 045 and 046

Enclosed herewith are four (4) Statements of Water Diversion and Use for Hill Creek Tributary (Willow Creek), Hill (O'Neil) Creek and Tributaries, Sproule Creek and Tributaries, and Stateline Canyon Creek. Should you care to discuss the subject please call.

Very truly yours,

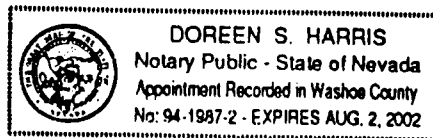

Ross E. de Lipkau

REdL/dmc
37400.004
cc: Alan Glen

State of Nevada)
) SS.
County of Washoe)

This instrument was acknowledged before me on December 22, 1999, by
Raymond J. Poncia, Jr. as President of HOTEL-CASINO
MANAGEMENT, INC.

NOTARY PUBLIC



LEGAL DESCRIPTION

All that certain real property situate in the County of Washoe, State of Nevada, lying within the Southeast one quarter (SE 1/4) of Section Eighteen (18), Township Nineteen (19) North, Range Eighteen (18) East, M.D.M., described as follows:

Parcel 1, Parcel 2, Parcel 3 and Parcel 4 of Parcel Map No. 3600, recorded December 29, 1999, Official Records, Washoe County, Nevada, as Document No. 2410224.

FISH HATCHERY WATER RIGHTS

CALIFORNIA WATER RIGHTS

<u>Right</u>	<u>Source</u>	<u>Amount</u>
S000043	Hill Creek	A rate of diversion up to 2.0 cfs (full flow of creek)
S000044	Sproule Creek (aka Sunrise Creek)	A rate of diversion up to 2.0 cfs (a portion of the flow of creek)
S000045	State Line Canyon Creek	A rate of diversion up to 2.0 cfs (full flow of creek)
S000046	Willow Creek	A rate of diversion up to 2.0 cfs (full flow of creek)

All of the above rights are subject to past water use practices or as determined by judicial decrees.

NEVADA STATE ENGINEER PERMITS

<u>Right</u>	<u>Source</u>
Permit 6589, Cert 1758	Sproul Creek
Permit 11345, Cert 3303	Unnamed Spring (Hill Creek Springs)
Permit 20267, Cert 6068	Truckee River

A portion of Permit 49067, being 33.94 acre-feet annually, together with a rate of diversion of .05091 cfs.

Mail Recorded Document to:
Norman R. Higo
20 Woodchuck Court
Reno, NV 89509

APN 038-030-43 *E 038-046-04*
RPTT \$ -0-

COPY - has not been compared
with the Original Document - WCR

WATER RIGHTS QUITCLAIM DEED

THIS WATER RIGHTS QUITCLAIM DEED is made and entered into this 29th day of December, 1999, between Alan Glen, a married man, as his sole and separate property ("Grantor") to Norman R. Higo and Donna J. Higo, as joint tenants, with right of survivorship, 20 Woodchuck Court, Reno, NV 89509 ("Grantees").

WITNESSETH:

That said Grantor, for and in consideration of the sum of Ten Dollars (\$10.00), lawful money of the United States of America, to him in hand paid by the Grantees, and for other good and valuable consideration, the receipt whereof is hereby acknowledged, conveys, transfers and quitclaims to Grantees, and to their successors and assigns forever, one-third of his right, title and interest in and to the following described water rights located in the State of California:

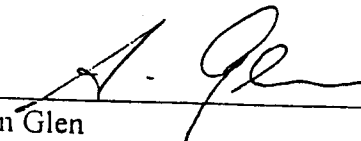
<u>Right</u>	<u>Source</u>	<u>Amount</u>
S000043	Hill Creek	A rate of diversion up to 2.0 cfs (full flow of creek)
S000044	Sproule Creek (aka Sunrise Creek)	A rate of diversion up to 2.0 cfs (a portion of the full flow of creek)
S000045	State Line Canyon Creek	A rate of diversion up to 2.0 cfs (full flow of creek)
S000046	Willow Creek	A rate of diversion up to 2.0 cfs (full flow of creek)

All of the above rights are subject to past water practices or as determined by judicial decrees.

TOGETHER WITH, all and singular, the tenements, hereditaments and appurtenances thereunto belonging or in anywise appertaining, and the reversion and reversions, remainder and remainders, rents, issues and profits thereof.

TO HAVE AND TO HOLD, all and singular, the said water rights with the appurtenances, unto the said Grantees, and to their successors and assigns forever.

IN WITNESS WHEREOF, the Grantor has hereunto executed this Water Rights Quitclaim Deed the day and year first above written.

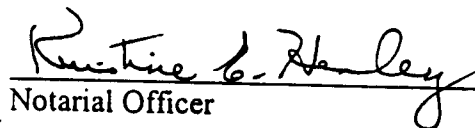

Alan Glen

State of Nevada.

County of Washoe.

This instrument was acknowledged before me on Dec 29, 1999, by Alan Glen.




Notarial Officer

DOC # 2410832

Conformed Copy

12/30/1999 12:04P Fee:8.00

RPTT 0.00

D BK1

Requested By WESTERN TITLE INCORPORATED

Washoe County Recorder

Kathryn L. Burke - Recorder

MARSHALL HILL CASSAS & DE LIPKAU
LAWYERS

ROBERT W. MARSHALL
EARL M. HILL
FRANK CASSAS
ROSS E. DE LIPKAU
JOHN P. FOWLER
REW R. GOODENOW
MICHAEL R. KEALY
A. STANYAN PECK

333 HOLCOMB AVE, STE 300
RENO, NV 89502

Telephone:
775/323-1601

Facsimile:
775/348-7250

Mailing Address:
P.O. Box 2790
Reno, NV 89505-2790

writer's e-mail:
rde-lipkau@mhcl-law.com

February 9, 2000

State Water Resources Control Board
Division of Water Rights
P. O. Box 2000
Sacramento, CA 95812-2000

Re: California Water Rights

This is to inform you that Pioneer Inn Associates Limited Partnership has conveyed Claim Nos. 000043 - 000046, inclusive, to Alan Glen. Simultaneously with that transfer, Mr. Glen conveyed an undivided one-third interest in the same rights to Norman R. Higo and Donna J. Higo, as joint tenants. Copies of the deeds are enclosed. The addresses of the new owners are:

Alan Glen
P. O. Box 8460
Incline Village, NV 89450

Norman R. Higo
Donna J. Higo
20 Woodchuck Court
Reno, NV 89509

Similarly, send me copies of all correspondence and notices.

Very truly yours,

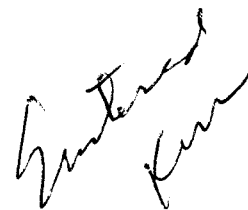

Ross E. de Lipkau

REdL/lbe
Enclosures
c w/o enc:

Alan Glen
Norman R. Higo
Donna J. Higo

37400.003

File → ~~1311~~
50000 45
50000 44
50000 46



841

MARSHALL HILL CASSAS & DE LIPKAU
LAWYERS

ROBERT W. MARSHALL
EARL M. HILL
FRANK CASSAS
ROSS E. DE LIPKAU
JOHN P. FOWLER
REW R. GOODENOW
MICHAEL R. KEALY
A. STANYAN PECK

333 HOLCOMB AVE, STE 300
RENO, NV 89502

Telephone:
775/323-1601

Facsimile:
775/348-7250

Mailing Address:
P.O. Box 2790
Reno, NV 89505-2790

writer's e-mail:
rde-lipkau@mhcl-law.com

April 5, 1999

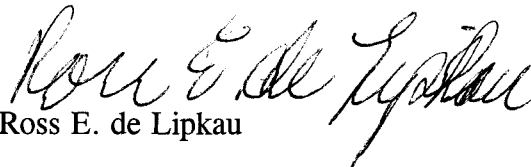
State Water Resources Control Board
Division of Water Rights
P. O. Box 2000
Sacramento, CA 95812-2000

Re: Pioneer Inn Associates Limited Partnership

Enclosed for filing are the Supplemental Statements of Water Diversion and Use as follows:

- ▶ Statement No. S000043 Hill Creek
- ▶ Statement No. S000044 Sproule Creek
- ▶ Statement No. S000045 State Line Canyon Creek
- ▶ Statement No. S000046 Willow Creek

Very truly yours,


Ross E. de Lipkau

REdL/lbe
Enclosures

c w/enc: Pioneer Inn Associates LP
73700.002

APR 12 1999

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
P.O. BOX 2000, SACRAMENTO, CA 95812-2000
(916) 657-2170

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1999

OWNER OF RECORD: PIONEER INN ASSOCIATES LIMITED PARTNERSHIP

ROSE E DE LIPKAU
PO BOX 2790
RENO, NV 89505-2790

STATEMENT NO: S000043

SOURCE: HILL CREEK
TRIBUTARY TO: TRUCKEE RIVER
COUNTY: SIERRA
DIVERSION

WITHIN: $\frac{1}{4}$ OF NW $\frac{1}{4}$ SECTION 19, T19N, R18E, MB&M.

TELEPHONE NUMBER:
(702) 323-1601
YEAR OF FIRST USE: 1861
PARCEL NO:

- A. Water is used under: Riparian claim _____ Pre 1914 right X Other (explain): _____
- B. Year of first use (Please provide if missing above) _____
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: Gallons _____ Acre-feet _____ Other cfs

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual
1996	Full flow of creek-----												2.0
1997	Inactive status												
1998	Inactive status												

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation _____ acres; Stockwatering _____; Domestic _____;

Other (specify) fish propagation and wildlife

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)
None

- F. Please answer only those questions below which are applicable to your project.

1. Conservation of water

- a. Describe any water conservation efforts you may have started: Water use is non-consumptive; returned to Truckee River.

b. _____

- c. If credit toward beneficial use of water under claimed pre 1914 appropriative water right for water not used due to a conservation effort is claimed under section 1011 of the Water Code, please show the amounts of water conserved:

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)

2. Water quality and wastewater reclamation

- a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree which unreasonably affects such water for other beneficial uses? YES _____ NO X

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
P.O. BOX 2000, SACRAMENTO, CA 95812-2000
(916) 657-2170

- b. If credit toward use under a claimed pre 1914 appropriative water right through substitution of reclaimed water, desalinated water or polluted water in lieu of appropriated water is claimed under section 1010 of the Water Code, please show amounts of reduced diversions and amounts of reclaimed water used:

N/A

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)

3. Conjunctive use of surface water and groundwater

- a. Are you now using groundwater in lieu of surface water? YES _____ NO X

- b. If credit toward use under a claimed pre 1914 appropriative right through substitution of groundwater in lieu of appropriated water is claimed under section 1011.5 of the Water Code, please show the amounts of groundwater used:

N/A

19 _____ (af/mg) 19 _____ (af/mg) 19 _____ (af/mg)

I declare that the information in this report is true to the best of my knowledge and belief.

DATE: April 5, 19 99 at Reno, Nevada., California

SIGNATURE: _____

PRINTED NAME: Ross E. de Lipkau, Attorney and Agent for

(first name)

(middle init.)

(last name)

COMPANY NAME: Pioneer Inn Associates Limited Partnership

If there is insufficient space for your answers, please use the space provided below.

ITEM CONTINUATION

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914, new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and per 1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversions, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include: (1) Statements of Water Diversion and Use, (2) Information Pertaining to Water Rights in California, and (3) Appropriation of Water in California.

5-43

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

If the information below is inaccurate, please line it out in red and provide current information.
Notify this office if ownership or address changes occur during the coming year.

PLEASE COMPLETE AND RETURN THIS FORM BY JULY 1, 1996.

OWNER OF RECORD: PIONEER INN ASSOCIATES, PARTNERSHIP
Limited

ROSE E DE LIPKAU
P.O. BOX 2790
RENO, NV 89505-2790

STATEMENT NO: S000043

SOURCE: HILL CREEK
TRIBUTARY TO: TRUCKEE RIVER
COUNTY: SIERRA
DIVERSION

TELEPHONE NUMBER:
(702) 323-1601
YEAR OF FIRST USE: 1861
PARCEL NO:

WITHIN: $\frac{1}{4}$ OF NW $\frac{1}{4}$ SECTION 19, T19N, R18E, MB&M.

- A. Water is used under: Riparian claim _____; Pre 1914 right X _____; Other (explain) _____
- B. Year of first use (Please provide if missing above) _____.
- C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other) cfs

YEAR	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT	OCT.	NOV.	DEC	TOTAL ANNUAL	
1993	FULL	FLOW	OF CREEK	---	---	---	---	---	---	---	---	---	2.0	cfs
1994	FULL	FLOW	OF CREEK	---	---	---	---	---	---	---	---	---	2.0	cfs
1995	FULL	FLOW	OF CREEK	---	---	---	---	---	---	---	---	---	2.0	cfs

- D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.
Irrigation _____ acres; Stockwatering _____; Domestic _____
Other (specify) Fish propagation and wildlife
- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)
No changes
- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.
N/A

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
SACRAMENTO, CA
96 JUN 21 AM 7:40
DM. C. W. L. E. R. S.

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: June 18, 19 96, at Reno, Nevada, California

SIGNATURE: Rose E. de Lipkau

PRINTED NAME: Ross E. de Lipkau
(FIRST NAME) (M. NAME) (LAST NAME)

COMPANY NAME: PIONEER INN ASSOCIATES LIMITED PARTNERSHIP

See back of page for General Information. If there is insufficient space for your answers, please number them in the space provided on the back of this form.

MARSHALL HILL CASSAS & de LIPKAU
LAWYERS

ROBERT W. MARSHALL
EARL M. HILL
FRANK CASSAS
ROSS E. de LIPKAU
JOHN P. FOWLER
DAVID S. McELROY
REW E. GOODENOW
MICHAEL R. KEALY

300 HOLCOMB PROFESSIONAL CENTER
333 HOLCOMB AVENUE
P. O. BOX 2790
RENO, NEVADA 89505

TELEPHONE
(702) 323-1801

FACSIMILE
(702) 348-7250

June 18, 1996

State Water Resources Control Board
Division of Water Rights
P. O. Box 2000
Sacramento, CA 95812-2000

Enclosed are the completed "Supplemental Statement of Water Diversion and Use" for Nos. S00043, S00044, S00045 and S00046Ø.

Should anything further be required, please advise.

Very truly yours,


Ross E. de Lipkau

REdL/lbe
Enclosures

pc w/enc: Raymond J. Poncia, Jr.
73700.002

STATE WATER RESOURCES
CONTROL BOARD

96 JUN 21 AM 7: 39

DIV. OF WATER RIGHTS
SACRAMENTO

3-43
12-08-95
** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS **

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS

P.O. BOX 2000 SACRAMENTO, CA 95812-2000

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

STATEMENT NO: S000043

OWNER OF RECORD: ~~MICHAEL V DE DOMENICO~~ PIONEER INN ASSOCIATES LIMITED PARTNERSHIP

MICHAEL V DE DOMENICO
P O BOX 328
VERDI, NV 89539

Pioneer Inn Associates Limited Partnership
221 South Virginia Street
Reno, Nevada 89501

SOURCE: HILL CREEK
TRIBUTARY TO: TRUCKEE RIVER
COUNTY: SIERRA
DIVERSION

WITHIN: ¼ OF NW¼ SECTION 19, T19N, R18E, MDB&M.

1995 JUN - 7 PM 1:13
DIV. OF WATER RIGHTS
SACRAMENTO
TELEPHONE NUMBER:

(702) 789-0500

YEAR OF FIRST USE: 1861

PARCEL NO:

(If any of the above information is inaccurate or missing, please correct. Notify this office if ownership or address changes occur during the coming year.)

COMPLETE AND RETURN THIS FORM BY JULY 1, 1995.

A. Water is used under: Riparian claim _____; Pre 1914 right X _____; Other (explain) _____

B. Year of first use (Please provide if missing above) _____.

C. Amount of Use - Enter the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts below are: ☐ Gallons ☐ Acre-feet ☐ (other) cfs

	JAN.	FEB.	MAR.	APR.	MAY	JUNE	JULY	AUG.	SEPT.	OCT.	NOV.	DEC.	TOTAL ANNUAL	
1992	FULL	FLOW	OF CREEK	---	---	---	---	---	---	---	---	---	2.0	cfs
1993	FULL	FLOW	OF CREEK	---	---	---	---	---	---	---	---	---	2.0	cfs
1994	FULL	FLOW	OF CREEK	---	---	---	---	---	---	---	---	---	2.0	cfs

D. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation _____ acres; Stockwatering _____; Domestic _____

Other (specify) Fish propagation and wildlife

*** CONTINUE ON BACK PAGE ***

*** PLEASE COMPLETE, SUBMIT THE ORIGINAL AND MAKE A COPY FOR YOUR RECORDS ***

- E. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

No changes.

- F. If part of the water listed in Part C consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

N/A

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: 19 95, at Reno, Nevada, California

SIGNATURE:

Ross E. de Lipkau

PRINTED NAME:

Ross E. de Lipkau, Agent for

(FIRST NAME)

(M. NAME)

(LAST NAME)

COMPANY NAME:

PIONEER INN ASSOCIATES LP

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the sources of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to store water for later use or to divert water which originates in a different watershed, or return flows from use of groundwater.

An appropriative right is required for use of water on nonriparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. Since 1914 new appropriators have been required to obtain a permit and license from the State.

Statements of Water Diversion and Use must be filed by riparian and pre-1914 appropriative water users. The filing of a statement (1) provides a record of water use, (2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and (3) assists the State to determine if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please contact an attorney or write to this office. We have several pamphlets available. They include:

"Statements of Water Diversion and Use"

"Information Pertaining to Water Rights in California"

"Water Rights for Stockpounds Constructed Prior to 1969"

"Appropriation of Water in California"

STATE WATER RESOURCES CONTROL BOARD
DIVISION OF WATER RIGHTS
P.O. Box 2000
Sacramento, CA 95812-2000

STATEMENT OF WATER DIVERSION AND USE
INFORMATION SHEET

STATEMENT NO. S000043

DIVERSION SITE:

OWNER'S NAME Pioneer Inn Associates Limited Partnership
(FIRST) (MIDDLE) (LAST)

PARCEL NO. _____

PLACE OF USE:

OWNER'S NAME Pioneer Inn Associates Limited Partnership
(FIRST) (MIDDLE) (LAST)

1. PARCEL NO. _____

2. PARCEL NO. _____

3. PARCEL NO. _____

PERSON OR FIRM TO RECEIVE ALL CORRESPONDENCE AND SUPPLEMENTAL
STATEMENTS:

OWNER/LESSEE/AGENT/OTHER _____

NAME Ross E. de Lipkau, Agent for Pioneer Inn Associates LP
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS P. O. Box 2790
Reno, NV 89505-2790
(CITY) (STATE) (ZIP)

TELEPHONE NO. (702) 323-1601 - _____

OTHERS USING ABOVE DIVERSION LOCATION:

1. NAME _____
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS _____
(CITY) (STATE) (ZIP)

TELEPHONE NO. (_____) _____ - _____

2. NAME _____
(FIRST) (MIDDLE) (LAST)

MAILING ADDRESS _____
(CITY) (STATE) (ZIP)

TELEPHONE NO. (_____) _____ - _____

☐ ADDITIONAL INFORMATION CONTINUED ON BACK OF PAGE OR ATTACHED

PLEASE USE THE OTHER SIDE TO PROVIDE THE ABOVE INFORMATION FOR
ADDITIONAL OWNERS OR PLACES OF USE AND CHECK THE ADDITIONAL
INFORMATION BOX.

MARSHALL HILL CASSAS & de LIPKAU
LAWYERS

ROBERT W. MARSHALL
EARL M. HILL
FRANK CASSAS
ROSS E. de LIPKAU
JOHN P. FOWLER
DAVID S. McELROY
REW R. GOODENOW

300 HOLCOMB PROFESSIONAL CENTER
333 HOLCOMB AVENUE
P. O. BOX 2790
RENO, NEVADA 89505

TELEPHONE
(702) 323-1801

FACSIMILE
(702) 348-7250

June 2, 1995

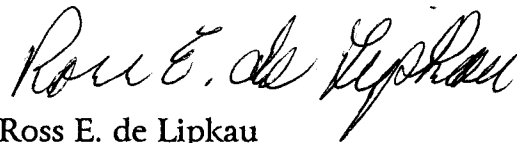
State Water Resources Control Board
Division of Water Rights
P. O. Box 2000
Sacramento, CA 95812-2000

Enclosed herewith are documents entitled "Supplemental Statement of Water Diversion and Use" and Statement of Water Diversion and Use Information Sheets" for Statement Nos. S00043, S00044, S00045 and S000460.

Please change your records to reflect that the owner of the these rights is Pioneer Inn Associates Limited Partnership, 221 So. Virginia Street, Reno, Nevada 89501. Also, kindly place a notation in each file that I am to receive all correspondence and subsequent statements.

Should there be any questions on any of these documents, please contact me.

Very truly yours,



Ross E. de Lipkau

REd/lbe
Enclosures
pc w/enc: Raymond J. Poncia, Jr.
73700.000

files - 5-43

MARSHALL HILL CASSAS & de LIPKAU
LAWYERS

ROBERT W. MARSHALL
EARL M. HILL
FRANK CASSAS
ROSS E. de LIPKAU
JOHN P. FOWLER
DAVID S. MOELLER
REW R. GOODENOW

300 HOLCOMB PROFESSIONAL CENTER
333 HOLCOMB AVENUE
P. O. BOX 2780
RENO, NEVADA 89505

TELEPHONE
(702) 333-1001
—
FACSIMILE
(702) 348-7850

May 1, 1995

Via Telecopier

Mr. Winne Rolands
California Water Resource Control Board
Division of Water Rights
P. O. Box 2000
Sacramento, CA 95812-2000

Re: Statement Nos. S000043-S000046, Inclusive

Dear Mr. Rolands:

Thank you for taking the time to discuss the above statements with me. This firm's client acquired via bankruptcy the interest of Michael V. DeDomenico. We are not in possession of Mr. DeDomenico's prior statements of use. Accordingly, and as we discussed, it would be appreciated if you would send me copies of the documents previously filed. Should there be any cost, let me know and we will promptly remit.

Very truly yours,

Ross E. de Lipkau
Ross E. de Lipkau

REd/lbc

*sent copy 1st filing and
last supplemental
5-1
WR*

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD
Division of Water Rights

P.O. BOX 2000 SACRAMENTO, CA 95810 - 2000
901 P ST. SACRAMENTO, CA
(916) 322-4503

SUPPLEMENTAL STATEMENT OF WATER DIVERSION AND USE

1992 APR 20 PM 4:28

DIV. OF WATER RIGHTS
STATEMENT NO: 000043
SACRAMENTO

DIVERTER OF RECORD:

~~NEVADA DEPARTMENT OF WATER RESOURCES~~

~~P.O. BOX 18078~~

~~RENO, NV 89501-0078~~

FRESHWATER FARMS, INC.

POST OFFICE BOX 862

VERDI, NEVADA 89439-0862

TELEPHONE NUMBER:

(702) ~~728-0600~~

345-6333

IF NAME/ADDRESS/PHONE NO. IS WRONG OR MISSING, PLEASE CORRECT.

SOURCE: HILL CREEK

TRIBUTARY TO: TRUCKEE RIVER

COUNTY: SIERRA

DIVERSION

WITHIN: 1/4 OF NW1/4 SECTION 19, T19N, R18E, MDB&M.

INSTRUCTIONS: Please complete Items A, B and C. Item D should be completed if you replaced all or part of your regular water supply with reclaimed or polluted water. RETURN THIS FORM BY JULY 1, 1992. (Additional information on reverse side of this form.)

A. Amount of Use - Fill in the amount of water used each month. If monthly and annual use are not known, check the months in which water was used.

Amounts ☐ Gallons
below are: ☐ Acre-feet

☒ Minimum creek (other)
Flow 2.0cfs±

	Jan.	Feb.	Mar.	Apr.	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.	Total Annual
1989	FULL	FLOW	OF CREEK	---	---	---	---	---	---	FULL	FLOW	OF CREEK	2.0cfs±
1990	FULL	FLOW	OF CREEK	---	---	---	---	---	---	FULL	FLOW	OF CREEK	2.0cfs±
1991	FULL	FLOW	OF CREEK	---	---	---	---	---	---	FULL	FLOW	OF CREEK	2.0cfs±

B. Purpose of Use - Specify number of acres irrigated, stock watered, persons served, etc.

Irrigation _____

Stockwatering _____

Domestic _____

Other (specify) FISH CULTURE (NON-CONSUMPTIVE) _____

C. Changes in Method of Diversion - Describe any changes in your project since your previous statement was filed. (New pump, enlarged diversion dam, location of diversion, etc.)

NO CHANGE

D. If part of the water listed in Part A consists of reclaimed or polluted water, please indicate the annual amounts of reclaimed or polluted water in the space below.

N/A

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

DATED: April 13, 1992, 19 _____ at Verdi, Nevada _____, California

Signature _____

GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

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- "Information Pertaining to Water Rights in California"
- "Water Rights for Stockponds Constructed Prior to 1969"
- "Appropriation of Water in California"

NEVADA DEPARTMENT
OF WILDLIFE
RECEIVED

92 JUN 30 11:35



STATE OF NEVADA
DEPARTMENT OF WILDLIFE

1100 Valley Road
P.O. Box 10678
Reno, Nevada 89520-0022
(702) 688-1500
Fax (702) 688-1595

BOB MILLER
Governor

WILLIAM A. MOLINI
Director

February 3, 1992

Mr. Wynne Rowlands
State Water Resources Control Board
Division Of Water Rights
P.O. Box 2000
Sacramento, CA 95810-2000

RE: WATER RIGHTS CHANGE OF OWNERSHIP - STATEMENT NOS 000043-000046

Dear Mr. Rowlands

The Nevada Department of Wildlife is no longer the owner/holder of the above referenced water rights. These were sold with the physical hatchery property by auction, in 1987. Please delete the Department from your ownership records and corresponding mailing list.


The property was purchased by a Mr. Michael V. DeDomenico. The most recent address we have in our records, for the new owner, is:

P.O. Box 328
Verdi, NV 89439

If you have any questions please feel free to call me at (702) 688-1564.

Sincerely,

WILLIAM A. MOLINI, DIRECTOR


Mark A. Fraga
Conservation Project Sup.

cc Region I

Sent to above
2-10-92 WR

STATE OF CALIFORNIA
THE RESOURCES AGENCY
STATE WATER RIGHTS BOARD

S43

STATEMENT OF WATER DIVERSION AND USE

This statement should be typewritten or legibly written in ink.

A. Name of person diverting water Nevada Fish and Game Commission
Address P.O. Box 678, Reno, Nevada; 1100 Valley Road, Reno, Nevada
B. Name of body of water at point of diversion Hill (O'Neill) Creek and tributaries
Tributary to Truckee River
S³ Lot 1
C. Place of diversion Section 19 Township 17N Range 18E MD 2034
Sieria County, or locate it on sketch of section grid on reverse side with regard to section lines or prominent local landmarks.

D. Name of works Hill Creek Reservoir
E. Capacity of diversion works Five
Capacity of storage reservoir 23
State quantity of water used each month in gallons or acre-feet: Full flow of stream used throughout the year except for unusually high flows (floods, etc.)
If monthly and annual use are not known, check months in which water was used. State extent of use in units, such as acres of each crop irrigated, average number of persons served, number of stock watered, etc. This water is used for fish rearing purposes at our State Fish Hatchery at Verdi, Nevada
Year Jan Feb Mar Apr May June July Aug Sept Oct Nov Dec Total Annual

Maximum annual water use in recent years Full flow of stream (excluding floods)
Minimum annual water use in recent years Full flow of stream (about 1 1/2 cfs)
Type of diversion facility: gravity ☒ pump ☐
Method of measurement: weir ☐ flume ☐ electric power meter ☐ water meter ☐ estimate ☒

F. Purpose of use (what water is being used for) Fish culture
G. General description or location of place of use (use sketch of section grid on reverse side if you desire)
Refer to map on file

H. Year of first use as nearly as known 1861
I. Name of person filing statement Frank W. Groves
Position Director Organization Nevada Fish and Game Commission
Address 1100 Valley Road, Reno, Nevada

I certify that the foregoing statements are true and correct to the best of my knowledge and belief.

Date signed 11-18-1966

Signature Frank W. Groves

See Instructions on Reverse Side

NRB 40-111

77720-007 0-00 2000 © A 000